

REMARKS

The present application is a continuation of parent case Serial No. 09/706,233, filed 11/03/2000, which application had been allowed, but which application applicant has allowed to go abandoned through non-payment of the issue fee.

The specification of the present application, as filed, incorporates the amendments made to the specification of the parent case by way of the preliminary amendment mailed January 27, 2003.

Claims 1-7 of the present application correspond to allowed Claims 15-21 of the parent case.

Claims 8-16 of the present application are new claims directed to an insertion tool and method for inserting a cochlear electrode having a lumen passing longitudinally therethrough.

An Inventor's Supplemental Declaration is submitted herewith.

All the prior art of record in the parent case is being recited herewith by way of the listing made on attached Form PTO/SB/08. As presently understood, the PTO no longer requires copies of the prior art that comprises U.S. patents or publications.

Seventeen (17) sheets of Formal Drawings are submitted herewith.

September 11, 2003

Respectfully Submitted,



Bryant R. Gold
Reg. No. 29,715

Enclosures:

- Copy of Formal Drawings (17 sheets)
- Formal Drawings (17 sheets)
- Inventor's Supplemental Declaration (1 sheet)
- Information Disclosure Statement (2 sheets)
- Form PTO/SB/08 listing 21 references (1 sheet)
- Foreign Publications (4 references)

Address all correspondence to, and direct telephone inquiries to:

Bryant R. Gold

Advanced Bionics Corporation

12740 San Fernando Road

Sylmar, CA 91342

Fax: (661)362-1507

Telephone: (661)362-1400, Ext 1771 or (760)788-8138